AO 133 (Rev. 12/09) Bill of Costs

UNITED STATES DISTRICT COURT

for the	FILED: 10/9/15
	U.S. DISTRICT COURT
Eastern District of Tex	EASTERN DISTRICT COURT
Kevin Miller	DAVID A. O'TOOLE, CLERK
v.) Case	No.: 4:13CV32
Texoma Medical Center, Inc.	
,	
BILL OF COSTS	
Judgment having been entered in the above entitled action on O9/21/2	
the Clerk is requested to tax the following as costs:	
Fees of the Clerk	\$
Fees for service of summons and subpoena	
Fees for printed or electronically recorded transcripts necessarily obtained for	r use in the case
Fees and disbursements for printing	
Fees for witnesses (itemize on page two)	0.00
Fees for exemplification and the costs of making copies of any materials whe necessarily obtained for use in the case.	
Docket fees under 28 U.S.C. 1923	
Costs as shown on Mandate of Court of Appeals	
Compensation of court-appointed experts	<u>-</u>
Compensation of interpreters and costs of special interpretation services under	er 28 U.S.C. 1828
Other costs (please itemize)	
	TOTAL \$ 1,594.10
SPECIAL NOTE: Attach to your bill an itemization and documentation for re-	equested costs in all categories.
Declaration	
I declare under penalty of perjury that the foregoing costs are correct services for which fees have been charged were actually and necessarily perf in the following manner:	t and were necessarily incurred in this action and that the formed. A copy of this bill has been served on all parties
Electronic service	tage prepaid
Other:	
s/ Attorney:	
Name of Attorney: Jonathan G. Rector	
For: Texoma Medical Center, Inc. Name of Claiming Party	Date:10/07/2015
Taxation of Costs	
Costs are taxed in the amount of \$1,594.10	and included in the judgment.
	Deputy Clerk Date

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Witness Fees (computation, cf. 28 U.S.C. 1821 for statutory fees)								
	ATTENDANCE		SUBSISTENCE		MILEAGE		Total Cost	
NAME, CITY AND STATE OF RESIDENCE	Days	Total Cost	Days	Total Cost	Miles	Total Cost	Each Witness	
							\$0.00	
							\$0.00	
							\$0.00	
				E			\$0.00	
							\$0.00	
							\$0.00	
					TO	OTAL	\$0.00	

NOTICE

Section 1924, Title 28, U.S. Code (effective September 1, 1948) provides:

"Sec. 1924. Verification of bill of costs."

"Before any bill of costs is taxed, the party claiming any item of cost or disbursement shall attach thereto an affidavit, made by himself or by his duly authorized attorney or agent having knowledge of the facts, that such item is correct and has been necessarily incurred in the case and that the services for which fees have been charged were actually and necessarily performed."

See also Section 1920 of Title 28, which reads in part as follows:

"A bill of costs shall be filed in the case and, upon allowance, included in the judgment or decree."

The Federal Rules of Civil Procedure contain the following provisions: RULE 54(d)(1)

Costs Other than Attorneys' Fees.

Unless a federal statute, these rules, or a court order provides otherwise, costs — other than attorney's fees — should be allowed to the prevailing party. But costs against the United States, its officers, and its agencies may be imposed only to the extent allowed by law. The clerk may tax costs on 14 day's notice. On motion served within the next 7 days, the court may review the clerk's action.

RULE

(d) Additional Time After Certain Kinds of Service.

When a party may or must act within a specified time after service and service is made under Rule5(b)(2)(C), (D), (E), or (F), 3 days are added after the period would otherwise expire under Rule 6(a).

RULE 58(e)

Cost or Fee Awards:

Ordinarily, the entry of judgment may not be delayed, nor the time for appeal extended, in order to tax costs or award fees. But if a timely motion for attorney's fees is made under Rule 54(d)(2), the court may act before a notice of appeal has been filed and become effective to order that the motion have the same effect under Federal Rule of Appellate Procedure 4(a)(4) as a timely motion under Rule 59.